

FEDERAL COMMUNICATIONS COMMISSION

Washington, D. C. 20554

JAN 31 2003

OFFICE OF
MANAGING DIRECTOR

Mr. John C. Wenning
303 S. Memorial Drive
Appleton, WI 54911-5978

Re: FY 2000 Regulatory Fee for WRJQ-AM
Fee Control No. 00000RROG-02-108
Bill No. 2000-9MB-0116

Dear Mr. Wenning:

This is in response to your request filed on behalf of Winnebago Broadcasting Inc. (Winnebago) for waiver of late fees or penalties associated with the fiscal year (FY) 2000 regulatory fees for WRJQ-AM. Our records reflect that Winnebago's \$1,350.00 regulatory fee was received by the Commission on September 23, 2002, but that we have not yet received the late payment penalty of \$337.50. You explain in your request that at the time the fees were due, Winnebago was involved in litigation concerning fraudulent acts by one of the majority shareholders, that control of the corporate books has since been regained by the rightful majority shareholder of the corporation, that the matter has since been settled, that the shareholders have both since died, and that the spouse of the rightful owner is attempting to rectify outstanding issues including the payment of FCC regulatory fees.

While we are sympathetic to the personal circumstances of the corporation and its shareholders, the Communications Act of 1934, as amended, requires the Commission to assess a late payment penalty of 25 percent on any regulatory fee not paid in a timely manner. It is the obligation of the licensees responsible for regulatory fee payments to ensure that the Commission receives the fee payment no later than the final date on which regulatory fees are due for the year. We find that Winnebago did not meet its obligation to file its regulatory fee to be timely received by the Commission by September 22, 2000. We therefore deny your request for rescission of the late payment penalty for late payment of the fiscal year 2000 regulatory fee.

A late payment fee in the amount of \$337.50 for FY 2000 is now due. The fee must be filed, together with a copy of Bill No. 2000-9MB-0116, within 30 days from the date of this letter. If you have any questions concerning this matter please contact the Revenue and Receivables Operations Group at (202) 418-1995.

Sincerely,


Mark A. Reger
Chief Financial Officer

Enclosure:
Bill No. 2000-9MB-0116

00000R06-02-108.

**SIGMAN, JANSSEN, STACK, WENNING,
SEWALL & PITZ**

Robert M. Sigman
Thomas J. Janssen
John C. Wenning
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September 18, 2002

Office of the Managing Director
Federal Communications Commission
Attn: Regulatory Fee Waiver/Reduction Request
445 12th Street SW Room 1A625
Washington DC 20554

**RE: Winnebago Broadcasting
2000-9MB-0116**

Dear Sir or Madam:

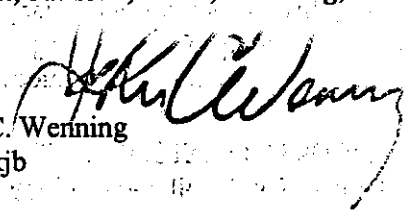
This firm represents the above-entitled corporation. We are writing this letter to kindly request a waiver on the 25% penalty fee of \$337.50 on behalf of Winnebago Broadcasting Inc.

The corporation was involved in litigation at the time these fees were due. This dispute involved fraudulent acts by one of the majority shareholders. These acts did not come to light until the year 2001. The corporation sought legal counsel, and the rightful majority shareholder of the corporation prevailed in the lawsuit, thereby regaining control of the corporate books. Since this matter has settled, both shareholders have passed away. The rightful owner's spouse is proceeding to rectify any issues outstanding from this timeframe, including the payment of regulatory fees for the year 2000, which was sent to P.O. Box 358835, Pittsburgh, PA, 15251-5835. Copies of your letter with the bill, the remittance advice, the check for fees, and our letter are all enclosed for your review.

We appreciate your consideration and look forward to hearing from you regarding closure on this matter, as we are attempting to have all issues resolved by the end of the corporation's fiscal year on September 30, 2002.

Sincerely,

Sigman, Janssen, Stack, Wenning, Sewall & Pitz


John C. Wenning
JCW/kjb

Enclosures

cc: Winnebago Broadcasting, Inc. (with enclosures)
Federal Communications Commission – Fee Payment Division (with enclosures)

**Federal Communications Commission
Bill Collection**

FOR INQUIRIES CALL
1-202-418-1995

Bill Number	Bill Date	Please write your bill number on your remittance.
2000-9MB-0116	7/26/02	

Winnebago Broadcasting Inc.
2145 South Memorial Drive - Box 4056
Appleton, WI 54915

Payable to:
**Federal Communications
Commission**
Send a copy of this bill to:
**Federal Communications
Commission
Revenue & Receivables Operations
P.O. BOX 358835

PITTSBURGH, PA 15251 - 5835**

Total Amount Due		Due Date
\$1,687.50	Total Amount Due Must Be Received By	8/26/02

BILL FOR UNPAID REGULATORY FEE OF \$1,350.00 AND 25% PENALTY OF \$337.50
WRJQ-AM

Please attach a copy of this bill to your payment to ensure proper credit.

Payment Type Code	Quantity	Fee Due	
0025		\$1,350.00	\$1,350.00
0099		\$337.50	\$337.50
Total Due			\$1,687.50

Payment Method: Check ☐ (Attach)
 Credit card ☐ (Complete Below)

☐ MASTERCARD
☐ VISA

Account No.:

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Expiration:

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Month	Year				

I hereby authorize the FCC to charge my MASTERCARD or VISA for the service(s) / authorization(s) herein described.

AUTHORIZED SIGNATURE

DATE